FITAPELLI & SCHAFFER, LLP

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IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK

SHAINA BELLO, on behalf of herself and all others similarly situated,

Plaintiff,

13 CIV. 8048 (PKC)

-against-

PUBLIC HEALTH SOLUTIONS,

Defendant.

NOTICE OF VOLUNTARY <u>DISMISSAL</u>

Plaintiff Shaina Bello ("Plaintiff"), through her undersigned counsel, hereby notices the dismissal of this action with prejudice, pursuant to Federal Rule of Civil Procedure 41(a)(1), as to Defendant Public Health Solutions ("Defendant"). Following the filing and service of Plaintiff's Complaint in this action, Defendant has not filed or served an answer or motion for summary judgment responding to Plaintiff's Complaint, such that this matter may be dismissed through the filing of this Notice.

Dated: New York, New York February 4, 2014

By: /s/ Brian S. Schaffer

Brian S. Schaffer

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